

1 The Honorable Richard A. Jones
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10 UNITED STATES DISTRICT COURT
11 WESTERN DISTRICT OF WASHINGTON
12 AT SEATTLE
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15 UNITED STATES OF AMERICA,
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Plaintiff

v.

DAVID JOZEPH HUBLEY,

Defendant.

NO. CR18-5591 RAJ

**ORDER TERMINATING
DEFENDANT'S
PARTICIPATION IN DREAM
PROGRAM AND DISMISSING
CRIMINAL CHARGES BASED ON
SUCCESSFUL COMPLETION
OF DREAM PROGRAM**

17 On May 23, 2019, the Defendant entered a guilty plea to a lesser included offense
18 to Count 1 of an Indictment charging him with conspiracy to distribute controlled
19 substances in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C)
20 and 846. Dkt. No. 59. The plea was entered pursuant to a plea agreement. Dkt. No. 60.
21 Subsequent to entry of the guilty plea, the Defendant was accepted to participate in the
22 Drug Reentry Alternative Model (DREAM) program. Dkt. No. 69. The Defendant
23 executed a contract memorializing his acceptance and participation in the program. Dkt.
24 No. 70.

25 The DREAM Executive Review Team, including the undersigned United States
26 District Judge, have determined that the Defendant has successfully complied with the
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1 program requirements set forth in the DREAM contract. Having made this determination,
2 the Court hereby orders that:

- 3 1. Defendant's participation in the DREAM program is terminated;
- 4 2. On Defendant's request, his previously entered guilty plea is withdrawn
5 pursuant to Federal Rule of Criminal Procedure 11(d)(2)(B), with the Court
6 finding a fair and just reason having been demonstrated by Defendant's
7 successful completion of the DREAM program; and
- 8 3. On motion of the government under Federal Rule of Criminal Procedure 48(a),
9 the criminal charges filed against the Defendant in the above-captioned case
10 are dismissed with prejudice with good cause having been shown by
11 Defendant's successful completion of the DREAM program.

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13 DATED this 17th day of July 2020.

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17 The Honorable Richard A. Jones
18 United States District Judge
19 Western District of Washington
20 DREAM Judicial Officer
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